

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

MONDAY, THE FIRST DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

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WRIT PETITION NO:20211 of 2004

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Between:

Syed Jalaluddin, S/o Syed Hussain, aged 70 years,
Occ:Retd.Govt.Employee, R/o.10-4-771/8 Sreeramnagar Colony,
Masab Tank, Hyderabad.

..... PETITIONER

AND

1. The State of Andhra Pradesh, rep.by the Principal Secretary to the Government, Home Department, Secretariat Buildings, Hyderabad.
2. The Additional Director General of Police, CBCID, Government of Andhra Pradesh, Hyderabad.
3. The Deputy Superintendent of Police SDT-I, CID, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus directing the respondents to delete the name of the first accused Sri K.Venkateswara Rao, S/o Sri K.Vijaya Simha, Chairman, Krushi Co-Operative Union Bank Ltd., for the time being and pursue the case against the rest of the accused in Crime No.156 of 2001 of the Police Station, Mahankali.

Counsel for the Petitioner: MR.V.RAJGOPAL REDDY

Counsel for the Respondents: GP FOR HOME

The Court at the admission stage made the following:

ORDER:

The petitioner, who claims to be one of the depositors of Krushi Co-operative Union Bank Ltd., Secunderabad, filed this writ petition seeking a direction to the respondents to delete the name of the first accused, Sri.K.Venkateswara Rao, who was the Chairman of Krushi Cooperative Union Bank Ltd, for the time being and to pursue the case against the rest of the accused in Crime No.156 of 2001 on the file of Mahankali, P.S..

The learned Government Pleader for Home under instructions states that on the basis of the charge sheet in Crime No.156 of 2001, C.C.No.7 of 2001 on the file of the Metropolitan Sessions Judge, Nampally has been numbered, however subsequently the same was split up so far as the first accused Sri.K.Venkateswara Rao is concerned as C.C.No.3 of 2002 since the NBW is still pending against him. It is further stated that in C.C.No.7 of 2001 so far as the other accused are concerned, 146 prosecution witnesses were examined and 1140 exhibits were marked and the case is posted to

16.11.2004 for examination of other listed witnesses and for cross-examination of PW.132.

In the circumstances, nothing survives for adjudication on merits. Accordingly recording the statement of the learned Government Pleader, the writ petition is disposed of. No costs.

01.11.2004

VGB

To

1. The Principal Secretary, State of Andhra Pradesh, Home Department, Secretariat Buildings, Hyderabad.
2. The Additional Director of General of Police, CBCID, Government of Andhra Pradesh, Hyderabad.
3. The Deputy Superintendent of Police SDT-I, CID, Hyderabad.
4. 2CCs to the Government Pleader for Home, High Court Buildings, Hyderabad (OUT)
5. 2CD copies.